

postpaid, bearing Government frank, by registered mail, to Respondent's Counsel.

(3) Pursuant to Section 10 (e) of the National Labor Relations Act, as amended, the Board is certifying and filing with this Court a transcript of the entire record of the proceeding before the Board upon which the said Order was entered, which transcript includes the pleadings, testimony and evidence, findings of fact, conclusions of law, and the Order of the Board sought to be enforced.

Wherefore, the Board prays this Honorable Court that it cause notice of the filing of this petition and transcript to be served upon Respondent and that this Court take jurisdiction of the proceeding and of the questions determined therein and make and enter upon the pleadings, testimony and evidence, and the proceedings set forth in the transcript and upon the Order made thereupon a decree enforcing in whole said Order of the Board, and requiring Respondent, its officers, agents, successors and assigns, to comply therewith.

A. NORMAN SOMERS,
Assistant General Counsel,
National Labor Relations
Board.

Dated at Washington, D. C., this 8th day of September, 1954.

Filed September 18, 1954.

Answer of Respondent.

To the Honorable, the Judges of the United States Court of Appeals for the Tenth Circuit:

Seamprufe, Inc., hereinafter referred to as "Respondent," in answer to the petition filed herein respectfully states and would show that:

1.

Respondent admits that this Honorable Court has jurisdiction of the aforesaid petition, but it denies that it has

committed any unfair labor practice in this or in any other judicial circuit.

2.

Respondent admits that the National Labor Relations Board, hereinafter called the Board, issued an order directed to it on or about July 7, 1954, and that said order was served upon it in a case styled "In the Matter of Seamprufe, Inc. (Holdenville Plant) and International Ladies' Garment Workers Union, AFL," Case No. 16-CA-677. Respondent does not admit, but denies that said order was issued upon due proceedings and that the Board duly stated its findings of fact.

3.

The order of the Board in Case No. 16-CA-677

(a) Is not supported by the record;

(b) Is contrary to the record;

(c) Is contrary to law;

(d) Is based and dependent for its support on the decision in said case which does not contain findings of fact in respect to relevant and material matters that are necessary to a proper and lawful decision and that are established by competent and undisputed evidence and testimony as is more particularly set forth in Respondent's Exceptions to the Intermediate Report in said case;

(e) Is based and dependent for its support on the Decision in said case which does not take into account or give effect to relevant and material facts that are established by competent and undisputed evidence and testimony and that are necessary to the proper and lawful determination of the issues involved therein which facts are set out in Respondent's Exceptions to the Intermediate Report filed therein;

(f) Is unreasonable, arbitrary and capricious;

(g) Is based and dependent for its support upon the Intermediate Report of the Trial Examiner in said case which does not contain findings of fact to support the conclusion therein expressed as required by law as is more particularly set forth in Respondent's Exceptions to said report.